



Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



EXCERPT FROM THE MINUTES OF THE 98TH REGULAR SESSION
VIA ZOOM MEETING OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN
HELD AT THE PROVINCE OF BATAAN ON SEPTEMBER 06, 2021

SANGGUNIANG PANLALAWIGAN
CAPITOL BATAAN

RELEASED
RECORDS DIVISION

SEP 27 2021

PRESENT:

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

FIRST DISTRICT:

- Hon. Benjamin C. Serrano, Jr., Board Member
- Hon. Jomar L. Gaza J.D., Board Member
- Hon. Reynaldo T. Ibe, Jr., Board Member
- Hon. Godofredo B. Galicia, Jr., M.D., Board Member
- Hon. Maria Khristine G. Dela Fuente, Board Member

SECOND DISTRICT:

- Hon. Maria Margarita R. Roque, Board Member
- Hon. Manuel N. Beltran, Board Member
- Hon. Edgardo P. Calimbas, Board Member
- Hon. Jose C. Villapando, Sr., Board Member
- Hon. Romano L. Del Rosario, Board Member
- Hon. Doroteo M. Austria, Board Member (FABC President)
- Hon. Noel Joseph L. Valdecañas, Board Member (PCL President)
- Hon. Precious D. Manuel, Board Member (SKF President)
- Hon. Rosita N. Sison, Board Member (IPM Representative)

ABSENT:

None

PROVINCIAL ORDINANCE NO. 14 SERIES OF 2021

AN ORDINANCE PROHIBITING THE FALSIFICATION OF COVID-19 VACCINATION CARDS, AND OTHER FRAUDS IN RELATION TO COVID-19 VACCINATION AND PROVIDING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES.

Sponsored by: Hon. Godofredo B. Galicia, Jr., M.D.

WHEREAS, on March 17, 2020, the Sangguniang Panlalawigan declared the Province of Bataan to be under a State of Calamity due to COVID-19 Pandemic;

ALBERT S. GARCIA
Provincial Governor

"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"

WHEREAS, SECTION 6 (e) of Republic Act No. 11332, otherwise known as "The Mandatory Reporting of Notifiable Diseases and Health Events of the Public Health Concern Act" provides that local government units have the authority to conduct and enforce disease surveillance and response systems, epidemic/outbreak and epidemiologic investigations, and rapid containment, quarantine and isolation, disease prevention and control measure;

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, granted the Province the implied power to do all things necessary, appropriate, or incidental to govern efficiently and effectively, promote the general welfare, promote health and safety, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, the Inter-Agency Task Force Against COVID-19 (IATF) in its Resolution No. 124-B S. 2021 has allowed fully vaccinated individuals to merely show their vaccination cards for interzonal travel without the need of a presentation of a RT-PCR result;

WHEREAS, there is a need to ensure the authenticity of vaccination cards carried by entrants, and interzonal travelers, so as to guarantee that these individuals are indeed protected from and are not carriers of COVID-19;

WHEREAS, there has been reported tampering or falsification of vaccine cards and instances of persons misrepresenting their vaccine status as non-vaccinated in order to be vaccinated again with their preferred vaccine brand;

WHEREAS, Section 12 of Republic Act No. 11525 or "An Act Establishing the Corona Virus Disease 2019 (COVID-19) Vaccination Program Expediting the Vaccine Procurement and Administration Process, Providing Funds Therefor, and for Other Purposes" states that falsification of a vaccine card shall be punishable under the Revised Penal Code as amended;

WHEREAS, any person or organization is prohibited to engage in the falsification of vaccine cards and other frauds in relation to Covid-19 vaccination.

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF BATAAN IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE - This Ordinance shall be known as "An Ordinance Prohibiting Falsification of COVID-19 Vaccination Cards and other Frauds."

SECTION 2. COVERAGE - This Ordinance shall apply within the territorial jurisdiction of Province of Bataan.

SECTION 3. DEFINITION OF TERMS. - Whenever used in this Ordinance, the following terms shall have the respective meanings herein set forth:

ALBERT S. GARCIA
Provincial Governor

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- 3.1 *Altering* - changing or causing to change in character or composition.
- 3.2 *Counterfeiting* - imitating or feigning especially with intent to deceive.
- 3.3 *Falsified* - erased, substituted, counterfeited, or altered by any means, the figures, letters, words, or signs contained therein.
- 3.4 *Forging* - making false instrument intended to be passed for the genuine one.
- 3.5 *Fraud* - any intentional act or omission designed to deceive to the prejudice of others.
- 3.6 *Vaccine Card* - a card issued by a local government unit, medical institution, or other duly authorized entity indicating relevant information concerning a person's inoculation with a Covid-19 vaccine.

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SECTION 4. PROHIBITED ACTS. - The following acts shall be penalized under this Ordinance:

1. Counterfeiting, forging, or altering a vaccine card, or any information, signature, seal or feature on the same;
2. Presenting a falsified vaccine card;
3. Misrepresenting or making untruthful any information requested by the authorities in relation to vaccination, including the information indicated in the vaccine card, for purposes of obtaining undue benefits or privileges;
4. Misrepresentation of vaccine status for purposes of fraud or deceit, including a fully-vaccinated person pretending to be unvaccinated for purposes of receiving additional unwarranted inoculations; and
5. Commission of any other deceit or fraud in relation to the Government's Covid-19 vaccination program.

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If the offense is committed by a firm, partnership, corporation or other juridical entity duly organized in accordance with law, the chief executive officer, president, general manager, or such other officer in charge shall be held liable. In addition, the business permit and license to operate of the concerned firm, partnership, corporation or legal entity shall be revoked/cancelled.

This Ordinance is without prejudice to the filing of charges for violation of Act 3815 otherwise known as the "Revised Penal Code of the Philippines" as amended, and other administrative, civil, or criminal charges under applicable laws.

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ALBERT S. GARCIA
Provincial Governor

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SECTION 5. PENALTIES. – Any violation of the provisions of Section 4 of this Ordinance shall be penalized with a fine of Five Thousand Pesos (PHP5,000.00) or imprisonment not exceeding one (1) year, or both such fine and imprisonment, in the discretion of the proper court.

SECTION 6. ENFORCEMENT. – The Provincial Legal Department, Philippine National Police (PNP), Metro Bataan Development Authority (MBDA), respective City/Municipal Marshals, and/or Punong Barangays of Bataan shall ensure the effective and efficient implementation of this Ordinance. Further, appropriate charge/s shall be immediately filed against the violator/s of this Ordinance.

SECTION 7. REPEALING CLAUSE. – All Ordinances, Resolutions, Circulars, Orders or other Provincial issuances or parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 8. SEPARABILITY CLAUSE. – If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

SECTION 9. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately upon compliance with the requirements of the relevant provision of RA 7160, otherwise known as the Local Government Code.

APPROVED UNANIMOUSLY.


MA. LILIOSA B. OCONER
Assistant Secretary to the SP


BENJAMIN C. SERRANO, JR.
Board Member


JOMAR L. GAZA, JR.
Board Member


REYNALDO T. IBE, JR.
Board Member


GODOFREDO B. GALICIA, JR., M.D.
Board Member


MARIA KRISTYNE G. DELA FUENTE
Board Member


MARIA MARGARITA R. ROQUE
Board Member


ALBERT S. GARCIA
Provincial Governor

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MANUEL N. BELTRAN
Board Member

EDGARDO P. CALIMBAS
Board Member

JOSE C. VILLAPANDO, SR.
Board Member

ROMANO L. DEL ROSARIO
Board Member

DOROTEO M. AUSTRIA
Board Member
(FABC President)

NOEL JOSEPH L. VALDECAÑAS
Board Member
(PCL President)

PRECIOUS D. MANUEL
Board Member
(SKF President)

ROSITA N. SISON
Board Member
(IPM Representative)

ATTESTED:

MA. CRISTINA M. GARCIA
Vice Governor
(Presiding Officer)

APPROVED:

ALBERT S. GARCIA
Provincial Governor
Date: 9-15-2021